



MINUTES

OCONEE COUNTY COUNCIL

Regular Meeting

June 6, 2023

MEMBERS, OCONEE COUNTY COUNCIL

Mr. John Elliott, District I
Mr. Matthew Durham, Chairman, District II
Mr. Don Mize, Vice Chairman, District III
Mr. Julian Davis III, District IV
Mr. Glenn Hart, Chairman Pro Tem, District V

Oconee County Council met at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members, County Administrator Amanda F. Brock, County Attorney David Root, & Jennifer C. Adams, Clerk to Council present.

Press: Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeesc.com/council]. In addition, it was made available [*upon request*] to the newspapers, radio stations, television stations and concerned citizens.

Members of the press present: Riley Morningstar / The Journal, Dick Mangrum / 101.7 WGOG

Call to Order

Mr. Durham called the meeting to order at 6:00 p.m.

Moment of Silence

Mr. Durham asked for a moment of silence prior to the Invocation by County Council Chaplain.

Invocation by County Council Chaplain

Mr. Root, County Council Chaplain, gave the invocation.

Pledge of Allegiance

Mr. Jonathan Klement led the Pledge of Allegiance to the Flag of the United States of America.

Approval of Minutes

Mr. Hart made a motion, seconded by Mr. Elliott, approved 5 - 0, to approve the May 5, 2023 joint meeting minutes as presented.

Mr. Hart made a motion, seconded by Mr. Elliott approved 5 – 0, to approve the May 16, 2023 regular meeting minutes as presented.

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Attorney's Comments

Mr. Root provided Council and the public an overview regarding Fee in Leu of Tax (FILOT) agreements, noting it is not always ready for viewing on first, and sometimes second, reading by Council due to project confidentiality or lack of detail completion.

Administrator's Comments

Ms. Brock informed Council that a motion was needed to remove Project Parallel and Project Ship from Executive Session, noting these items are to be placed on the June 23, 2023 Special Council meeting agenda.

Mr. Elliott made a motion, seconded by Mr. Hart, approved 5 – 0, to remove Project Parallel and Project Ship from Executive Session, to be placed on the June 23, 2023 Special Council meeting agenda.

Presentation

Mr. Trent Acker, accompanied by Mrs. Mikayla Kruezberger and Mr. Preston Pierce, with Duke Energy presented Sheriff Mike Crenshaw with \$20,000.00 from the Duke Energy Foundation Emergency Preparedness Grant.

Sheriff Crenshaw expressed his appreciation for the support of the Sheriff's Office and confirmed this grant will go towards the purchase of radios that will allow better communication between on-duty officers with the Oconee County Sheriff's office and other divisions of law enforcement, Highway Patrol and DNR, without having to go through dispatch.

Public Comment Session

If you are not able to attend in person and you have a comment, you may submit it by contacting our Clerk to Council, Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023, so that she may receive your comment and read it into the record.

1. Mr. Lewis Collins addressed Council with his concerns related to the proposed budget, drugs, roads, lack of internet in rural areas and the increasing homeless population in Oconee County.
2. Mr. Perry Smith addressed Council with his concerns related to the Oconee County Rock Quarry and the driving of County provided vehicles from home to work.
3. Mr. Jim Mann addressed Council with his concerns related to the proposed FY2023-2024 budget and in opposition of the County paying for a salary study.
4. Mr. Rick Bock addressed Council with his concerns related to the proposed FY2023-2024 budget and urged Council to fund County necessities first.
5. Mr. Bob Hoover and Ms. Janet Barwick urged Council to increase funding for the SNAP program with the Oconee Humane Society.

Council Members Comments

Mr. Hart noted that on the way to the meeting he road to Fair Play down Broomway County Road and was pleased to see that clearing for Sewer South had begun.

Mr. Elliott offered a reminder that D-Day was on this day, June 6,1944, and urged all in attendance to never forget this day and those who lost their lives fighting for our freedom.

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Mr. Durham addressed Mr. Collins related to his concerns about drugs, homelessness and roads in Oconee County.

Mr. Durham addressed Mr. Smith and his concerns related to the Oconee County Rock Quarry and the driving of certain County-owned vehicles to and from work.

Mr. Root advised Council that discussion of Rock Quarry equipment failure and production demands borders on a FOIA issue, since this topic was not included on the agenda, and that it would be best to make a motion to amend the agenda.

Mr. Davis made a motion, seconded by Mr. Hart, approved 5 – 0, to amend the agenda to include, “Discussion regarding Rock Quarry equipment failures and meeting production demands of consumers.”

Mr. Durham made a motion, seconded by Mr. Hart, to direct County Administration to perform a root cause analysis of each of the most recent three Rock Quarry equipment failures, to include a root cause analysis as to why production demands of consumers are not being met.

Short discussion followed between Ms. Brock and Council related to the equipment failure at the rock quarry and the inability of the rock quarry to meet the production demands of the costumers.

Motion approved 5 – 0.

Mr. Durham addressed Mr. Mann’s concerns related to the proposed FY2023-2024 budget and the proposed pay step and scale.

Public Hearings for the Following Ordinances *If you would like to be heard during either of the public hearings, please contact Clerk to Council Jennifer C. Adams at jennifercadams@oconeesc.com or 864-718-1023 so that your participation by may be coordinated.*

ORDINANCE 2023-01 AN ORDINANCE TO ESTABLISH THE BUDGET FOR OCONEE COUNTY AND TO PROVIDE FOR THE LEVY OF TAXES FOR ORDINARY COUNTY PURPOSES, FOR THE TRI-COUNTY TECHNICAL COLLEGE SPECIAL REVENUE FUND, FOR THE EMERGENCY SERVICES PROTECTION SPECIAL REVENUE FUND, FOR THE ROAD MAINTENANCE SPECIAL REVENUE FUND, FOR THE BRIDGE AND CULVERT CAPITAL PROJECT FUND, FOR THE ECONOMIC DEVELOPMENT CAPITAL PROJECT FUND, FOR THE PARKS, RECREATION, AND TOURISM CAPITAL PROJECTS FUND, FOR THE DEBT SERVICE FUND, FOR THE VICTIM SERVICES SPECIAL REVENUE FUNDS, FOR THE CAPITAL VEHICLE / EQUIPMENT FUND, ALL IN OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024.

Mr. Durham opened the floor for Public Comment.

1. Mr. Tony Adams addressed Council with his opinion that public hearings on the County Budget should be held earlier in the budget process and in opposition of funding increases within the proposed FY2023-2024 budget.
2. Mr. Micky Haney addressed Council with his concerns related to the proposed FY2023-2024 budget, then urged Council to implement scope sheets on County projects to prevent change orders and added his thoughts related to the rock quarry equipment failures.

Noting that no other citizens signed up to address Council in relation to **Ordinance 2023-01**.

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Mr. Durham closed the Public Hearing regarding **Ordinance 2023-01**.

ORDINANCE 2023-02 AN ORDINANCE TO ESTABLISH THE BUDGET FOR THE SCHOOL DISTRICT OF OCONEE COUNTY AND TO PROVIDE FOR THE LEVY OF TAXES FOR THE OPERATIONS OF THE SCHOOL DISTRICT OF OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024.

Mr. Durham opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Durham opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Durham closed the Public Hearing regarding **Ordinance 2023-02**.

ORDINANCE 2023-03 AN ORDINANCE TO PROVIDE FOR THE LEVY OF TAXES FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT AND TO ESTABLISH THE BUDGET FOR THE KEOWEE FIRE SPECIAL TAX DISTRICT FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024.

Mr. Durham opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Durham opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Durham closed the Public Hearing regarding **Ordinance 2023-03**.

ORDINANCE 2023-09 AN ORDINANCE AMENDING SECTION 32-222 OF THE OCONEE COUNTY CODE OF ORDINANCES SO THAT APPLICANTS FOR SUBDIVISIONS THAT ARE DESIGNED TO ACCESS STATE ROADS SHALL SUBMIT TO AND RECEIVE PRELIMINARY / CONDITIONAL APPROVAL FROM THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION PRIOR TO RECEIVING FINAL APPROVAL FROM THE OCONEE COUNTY PLANNING DEPARTMENT; AND OTHER MATTERS RELATED THERETO.

Mr. Durham opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Durham opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Durham closed the Public Hearing regarding **Ordinance 2023-09**.

ORDINANCE 2023-10 AN ORDINANCE AMENDING ARTICLE IV OF CHAPTER 2 OF THE OCONEE COUNTY CODE OF ORDINANCES, BY DISSOLVING THE ARTS AND HISTORICAL COMMISSION; AND OTHER MATTERS RELATED THERETO.

Mr. Durham opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Durham opened the floor for any citizen wishing to

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address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Durham closed the Public Hearing regarding **Ordinance 2023-10**.

ORDINANCE 2023-11 AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF AN ADDENDUM TO THE LEASE AGREEMENT BETWEEN OCONEE COUNTY, AS LESSOR, AND THE FOOTHILLS FARMSTEAD, AS LESSEE, IN ORDER TO ADD ADDITIONAL PROPERTY TO THE LEASE PREMISES; AND OTHER MATTERS RELATED THERETO.

Mr. Durham opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Durham opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council and no citizen submitted or presented any written comments for the record.

Mr. Durham closed the Public Hearing regarding **Ordinance 2023-11**.

Third Reading of the Following Ordinances

ORDINANCE 2023-01 *[see caption above]*

Mr. Hart made a motion, seconded by Mr. Durham, to approve **Ordinance 2023-01** on third and final reading.

Mr. Davis made a motion, seconded by Mr. Elliott, to amend the budget by adding an additional \$25,000.00 to the Humane Society for the SNAP Program, increasing the programs budget from \$75,000.00 to \$100,000.00 and therefore increasing the total proposed budget to \$65,256,000.00. Mr. Mize asked for some additional details from Mr. Hoover and Ms. Barwick related to the SNAP Program and repeat customers of this program.

Mr. Davis made a motion, seconded by Mr. Durham, approved 5 – 0, to allow Mr. Hoover and Ms. Barwick to approach the podium so that they can answer any questions proposed by Council.

Short discussion followed between Council, Mr. Hoover and Ms. Barwick related to the SNAP program.

Motion to increase the SNAP Program funding by \$25,000.00 approved 5 – 0.

Mr. Davis inquired about the proposed salary study cost and requested a time estimate.

Mr. Durham offered a lengthy statement regarding the increases in the County budget since 2016.

Mr. Durham made a motion, seconded by Mr. Hart, to adopt FY2022-2023 Oconee County budget for FY2023-2024 with the following amendments:

1. Include a 3% COL raise for all County employees, including elected officials, minus County Council by distributing the \$1,012,448.00 to each department's general ledger code minus the \$356,765.00 in salary savings of vacant positions identified by County Administration during budget preparations.
2. \$1.4 million to be added to Emergency Services for Oconee Fire Medical contribution for an expenditure total of \$3,958,074, with a department total of \$6,948,614.00.
3. \$20,000.00 to be added to the professional line item for the Community Cats program within the

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Animal Control budget and \$25,000.00 to the other program with the Humane Society for an expenditure total of \$312,500, with a department total of \$758,941.00.

4. Total Public Safety budget of \$26,824,328.00.
5. Amend the Oconee County Airport budget by subtracting the \$384,056.00 line item for a matching grant for an expenditure total of \$1,383,650.00 and department total of \$1,708,593.00.
6. Total Transportation budget of \$4,753,836.00.
7. Adopt the County Administrator recommended FY2023-2024 Tax Collector budget of \$401,439.00
8. Adopt the County Administrator recommended FY2023-2024 Human Resources budget \$352,799.00.
9. Adopt the County Administrator recommended FY2023-2024 One Time Capital budget of \$592,250.00.
10. Adopt the County Administrator recommended FY2023-2024 Culture and Recreation budget of \$3,930,800.00.
11. Adopt the County Administrator recommended FY2023-2024 Health and Welfare budget of \$958,331.00.
12. Adopt the County Administrator recommended FY2023-2024 Non-Departmental Budget of \$1,900,00.00.
13. Adopt the County Administrator recommended FY2023-2024 Other Financial Uses budget of \$85,000.00.

to complete a budget total of \$60,766,345.00.

Mr. Elliott expressed his concerns related to the budget amendments that Mr. Durham proposed.

Mr. Root expressed to Council his concerns with making the above amendments to the budget on third reading would almost make the budget ordinance a new document, one that full Council nor the public has had a chance to review.

Lengthy discussion followed by Council related to the above proposed budget amendments by Mr. Durham.

Mr. Durham then called for a vote, where Mr. Root responded that to end discussions prematurely to call a vote would require a super majority.

No further discussion followed by Council

Motion to approved Mr. Durham's above stated amendments to **Ordinance 2023-01** approved 3 – 2 [Mr. Elliott and Mr. Davis opposed].

Mr. Davis made a motion, seconded by Mr. Elliott, that all Council members receive a copy of the proposed amendments to **Ordinance 2023-01**, noting that it would be helpful to have the proposed amendments in writing so that they can be reviewed before voting in favor of or against.

Mr. Mize offered his comments in relation to the proposed amendments to the budget.

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Mr. Root informed Council that the County Auditor will have ascertain the value of the mil based on the total budget amount passed by Council, noting that the calculations cannot be performed using an estimate of the actuals.

Ms. Brock noted to Council that the actuals will come after the County Auditor's presentation to Council.

Ms. Brock went on to express that, although she appreciates Mr. Mize noting that the County is doing fine at this point, we are 54 employees short and that may not always be visible because they are good at performing their jobs.

Motion failed 2 – 3 [Mr. Durham, Mr. Hart, Mr. Mize opposed].

Motion to approve amended **Ordinance 2023-01** on third and final reading approved 3 – 2 [Mr. Elliott and Mr. Davis opposed].

ORDINANCE 2023-03 *[see caption above]*

Mr. Elliott made a motion, seconded by Mr. Davis, approved 5 – 0, to approve **Ordinance 2022-03** on third and final reading.

ORDINANCE 2023-09 *[see caption above]*

Mr. Elliott made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Ordinance 2023-09** on third and final reading.

ORDINANCE 2023-10 *[see caption above]*

Mr. Hart made a motion, seconded by Mr. Elliott, approved 5- 0, to approve **Ordinance 2023-10** on third and final reading.

ORDINANCE 2023-11 *[see caption above]*

Mr. Davis made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Ordinance 2023-11** on third and final reading.

Second Reading of the Following Ordinances

ORDINANCE 2023-02 AN ORDINANCE TO ESTABLISH THE BUDGET FOR THE SCHOOL DISTRICT OF OCONEE COUNTY AND TO PROVIDE FOR THE LEVY OF TAXES FOR THE OPERATIONS OF THE SCHOOL DISTRICT OF OCONEE COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024.

Mr. Elliott made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Ordinance 2023-02** on second reading.

First Reading of the Following Ordinances

ORDINANCE 2023-12 AN ORDINANCE AUTHORIZING, PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF AD VALOREM TAXES AND SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA, AND PROJECT IRON MAN, ACTING FOR ITSELF, ONE OR MORE CURRENT OR FUTURE AFFILIATES AND OTHER PROJECT COMPANIES (COLLECTIVELY, "COMPANY");

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PROVIDING FOR A FEE-IN-LIEU OF AD VALOREM TAXES INCENTIVE; PROVIDING FOR A SPECIAL SOURCE REVENUE CREDIT; DEVELOPING A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK BETWEEN OCONEE COUNTY AND PICKENS COUNTY SO AS TO DESIGNATE THE PROPERTY OF THE PROJECT AS PART OF THE PARK; AND OTHER RELATED MATTERS.

Mr. Davis made a motion, seconded by Mr. Elliott, approved 5 – 0, to approve **Ordinance 2023-12** on first reading.

First and Final Reading for the Following Resolutions

RESOLUTION 2023-08 A RESOLUTION PROVIDING PRELIMINARY APPROVAL PURSUANT TO TITLE 12, CHAPTER 44 OF THE CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, FOR THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF AD VALOREM TAXES AND SPECIAL SOURCE REVENUE CREDIT AGREEMENT BY AND BETWEEN OCONEE COUNTY, SOUTH CAROLINA, AND A COMPANY IDENTIFIED FOR THE TIME BEING AS PROJECT IRON MAN, ACTING FOR ITSELF, ONE OR MORE CURRENT OR FUTURE AFFILIATES, AND OTHER PROJECT COMPANIES (COLLECTIVELY, “COMPANY”); PROVIDING FOR A FEE-IN-LIEU OF AD VALOREM TAXES INCENTIVE; PROVIDING FOR A SPECIAL SOURCE REVENUE CREDIT; CREATING A JOINT COUNTY INDUSTRIAL AND BUSINESS PARK BETWEEN OCONEE COUNTY AND PICKENS COUNTY SO AS TO INCLUDE PROJECT PROPERTY IN THE PARK; AUTHORIZING THE EXECUTION AND DELIVERY OF ONE MORE GRANT AGREEMENTS; AND OTHER RELATED MATTERS.

Mr. Mize made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Resolution 2023-08** on first and final reading.

RESOLUTION 2023-10 A RESOLUTION AUTHORIZING THE PURCHASE OF APPROXIMATELY 1.25 ACRES OF REAL PROPERTY, WHICH PROPERTY IS LOCATED ADJACENT TO THE CHAU RAM COUNTY PARK, FROM JOHN W. LITTLE, TONI L. LITTLE, AND CARSYN WYATT LITTLE; AND OTHER MATTERS RELATED THERETO.

Mr. Davis made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Resolution 2023-10** on first and final reading.

Discussion Regarding Action Items

Council consideration and approval of the issuance of a Request for Proposals for A Comprehensive Wage and Comp Study for Oconee County.

Mr. Durham expressed his thoughts and opinions related to a proposed salary study in a lengthy statement.

Mr. Durham made a motion, seconded by Mr. Hart, to direct County Administrator and staff to properly advertise and issue a RFP for a County-wide Comprehensive Compensation Wage Benefits and Time Use Study and to identify the necessary funding from the current fiscal year for such a study to be brought back to Council for approval of RFP funding once bids are received.

Mr. Davis inquired as to where funding to pay for this proposed salary study was going to come from.

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Mr. Durham estimated the study to cost around \$150,000.00, noting funding could come from the 50 current open positions within the County.

Ms. Brock noted to Council that funding for this RFP would be brought to Council for consideration of approval.

Short discussion followed by Council regarding the request for a salary study.

Motion approved 3 – 2 [Mr. Elliott and Mr. Davis opposed].

Mr. Durham went on to make a motion, seconded by Mr. Hart, to freeze the hiring of all non-public safety positions until the completion of the salary study or until Administration provides data supporting the filling of the requested position.

Mr. Root noted a motion may need to be made to amend the agenda to add the discussion of a hiring freeze.

Mr. Durham declined to do so, stating he believes this topic falls under the topic of salaries.

Mr. Davis exited the meeting.

Ms. Brock requested Mr. Durham to identify the public safety positions.

Mr. Durham responded that positions that are identified as public safety are Animal Control, Law Enforcement, Fire and Rescue.

Mr. Davis returned to the meeting.

Mr. Elliott noted that the Roads Department lost three to four employees this past week.

Motion approved 3 – 2 [Mr. Elliott and Mr. Davis opposed].

Title: Engineering Services for New Scale Complex

Department(s): Solid Waste

Amount: \$112,800.00

Procurement was approved by Council in Fiscal Year 2022-2023 budget process.

Budget: \$112,800.00 Project Cost: \$112,800.00 Balance: \$0.00

During FY22, Smith Gardner, Inc started evaluating site locations to determine the best site to construct the new scale house. Each site needed to be accessed from Strawberry Farm Road to alleviate any traffic congestion on Wells Hwy. After eliminating sites near the current scale house, near the roundabout, and along the western end of the closed section of Crooks Road, the best location for ingress/egress from Strawberry Farm Road was near the entrance to the Strawberry Farm Recycle Center. This entrance gives the best site distance on Strawberry Farm Road, allows for large queues of traffic entering/leaving the scale house while still inside the gate, and the scale house would not have to relocate in the future. A traffic study along Wells Highway and Strawberry Farm Road was completed in May of 2022. A wetlands jurisdictional determination/delineation was completed in September of 2022. The Geotechnical Subsurface Investigation was conducted between October 2022 – January 2023.

On April 19, 2022, Council approved the award of RFP 21-14 to Smith Gardner, Inc., for Engineering Services for Solid Waste with the option to extend the contract for four (4) consecutive one (1) year terms. The Solid Waste department wishes to contract with Smith Gardner to provide engineering services for Design, Permitting and Procurement Assistance for a New Scale Complex, Entrance Driveway and Access Road for the Oconee County Seneca Landfill Facility. This project consists of Topographic Survey, Clean

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Water Act Permit Application, Drawings and Specifications, DHEC Stormwater Construction Permit Application, SCDOT Driveway Encroachment Permit Applications, and Construction Procurement Assistance. The Construction work will be Bid separately.

It is the staff's recommendation that Council approve the award of an estimated \$112,800.00 to Smith Gardner, Inc., of Raleigh, NC for engineering services for a New Scale Complex for Solid Waste.

Mr. Hart made a motion, seconded by Mr. Mize, approved 5 – 0, to approve the award of an estimated \$112,800.00 to Smith Gardner, Inc., of Raleigh, NC for engineering services for a New Scale Complex for Solid Waste.

Title: Two (2) New Holland Tractors with Side Mount Side Mowers

Department: Roads & Bridges

Amount: Tractor: \$155,653.12

Mower: \$ 90,835.80

Total: \$246,488.92

Procurement was approved by Council in Fiscal Year 2022-2023 budget process.

Funding from Capital Equipment/Vehicle Fund (325)

Budget: \$246,488.92 Project Cost: \$246,488.92 Balance: \$0.00

These New Holland Powerstar Tractors with Tiger Side Mount Side Mowers will be used by the Mowing Crew for vegetation management along the 660 miles of County maintained right-of-ways. These tractors are replacing two (2) 2011 John Deere mowing tractors (210.04 – 4,472 hours and 210.08 – 5,531 hours), which will be sold as surplus or used in other County departments. The year model of the tractor and mower will be a 2023 or 2024 depending on the actual production date.

CNH Industrial America, LLC (New Holland) currently holds a State Contract for Large Tractors, contract number 4400024245; which offers 28% off list price. This SC State Contract allows government agencies to purchase directly from the manufacturer or authorized dealers. Old Stone Tractor of Anderson, SC is an authorized New Holland dealer. Old Stone Tractor will set up, deliver and service the equipment for any warranty work required.

Tiger Corporation currently holds a Sourcewell Contract for tractor-mounted mowers, contract number 070821-TGR; which offers 18% off list price. Sourcewell allows the Tiger Side Mount Mower to be sold and installed by Tiger Corporation Authorized dealers. Old Stone Tractor of Anderson, SC is an authorized dealer for Tiger tractor mounted mowers and will install, deliver and service the Tiger Side Mount Mower for any warranty work required.

The Vehicle Maintenance Director has reviewed and approves this purchase.

It is the staff's recommendation that Council approve the purchase of Two (2) New Holland Tractors and Two (2) Tiger Side Mount Mowers from Old Stone Tractor of Anderson, SC per SC State Contract Number 4400024245 and Sourcewell Contract Number 070821-TGR, for a total purchase price of \$246,488.92.

Mr. Mize made a motion, seconded by Mr. Hart, approved 5 – 0, to approve the purchase of Two (2) New Holland Tractors and Two (2) Tiger Side Mount Mowers from Old Stone Tractor of Anderson, SC per SC State Contract Number 4400024245 and Sourcewell Contract Number 070821-TGR, for a total purchase price of \$246,488.92.

Title: Change Order No. 3 to PO 54692 The Belk Company, LLC

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(Seneca Creek Boat Ramp)

Department(s): PRT

Amount: \$56,603.17

Procurement was approved by Council in Fiscal Year 2022-2023 budget process.

Budget: \$3,409,989.85 Project Cost: \$3,409,989.85 Balance: \$0.00

On December 7, 2021, Council approved the Award for ITB 21-06 to The Belk Company, LLC of Anderson, SC., in the amount of \$3,063,854.68 with a contingency amount of \$306,385.47 for a total award of \$3,370,240.15. The County has issued two (2) change orders from the 10% contingency, which did not require Council Approval. Total amount for Change orders issued (1&2) is \$289,532.00. The remaining approved contingency amount is \$16,853.47. The amount over the approved contingency is \$39,749.70.

Change Orders listed below:

CO-1: Additional Sidewalk, Stone Building Pad, Concrete Picnic Slab, Picnic Tables, Security Poles, Grinder Pump Station, etc for the picnic area and ADA Restrooms \$289,532.00

CO-2: Substantial Completion date extension. No increase in contract dollar amount. \$0.00.

CO-3: Material Price Changes, actual quantity installation of unit price tasks, additional dock lights, water and sewer connections for ADA Restroom and fishing dock bumpers \$56,603.17

This request is for Council Approval for Change Order No. 3 to PO 54692 in the amount of \$56,603.17.

The date of Substantial Completion is June 15, 2023.

The Seneca Creek Boat Ramp project consisted of site development for a 3-lane boat ramp facility including pavement, parking lot, launching dock, fishing dock, kayak dock, sidewalks, storm drainage, picnic area and associated facilities.

Funding for this Change Order will be paid from ATAX Funding.

It is the staff's recommendation that Council:

1. Approve Change Order No. 3 to The Belk Company, LLC, in the amount of \$56,603.17 for a total purchase order amount of \$3,409,989.85

2. Authorize the County Administrator to execute documents for this change order.

Mr. Elliott made a motion, seconded by Mr. Davis to (1) approve Change Order No. 3 to The Belk Company, LLC, in the amount of \$56,603.17 for a total purchase order amount of \$3,409,989.85 and (2) authorize the County Administrator to execute documents for this change order.

Mr. Hart questioned as to why this request was not configured into the original bid for the project.

Ms. Brock noted that this change order was expected due to the fact that the actual cost of the pre-fab restroom was unknown at the time of the original request.

Mr. Phil Shirley, PRT Director, addressed Council noting this has been an 18-month project and at the time of the original request the current Council members were informed this would be a multiple phase project and, it was stated to Council at that time, that change orders could be expected due to unknown pricing of materials and unforeseen project changes.

Mr. Shirley also noted that no other change orders are anticipated and that the project is substantially completed, minus power being ran to the property, which is an issue that is being handled between Blue Ridge Electric and Clemson University.

Motion approved 5 – 0.

Title: Purchase of Automotive Parts

Departments: Quarry & Vehicle Maintenance

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Amount: \$115,000.00

Procurement to be approved by Council in Fiscal Year 2023-2024 budget process.

Rock Quarry (Vehicle / Equipment Maint.) Budget: \$30,000.00

Project Cost: \$15,000.00

Balance: \$15,000.00

General Fund (Vehicle Maint.) Budget: \$879,150.00

Project Cost: \$100,000.00

Balance: \$779,150.00

The Quarry and Vehicle Maintenance purchase filters and light duty auto parts that are required to complete maintenance on County vehicles and Equipment.

Staff is requesting Council approval for the purchase of Automotive Parts to NAPA per SC State Contract #4400030588. The current State Contract term is January 1, 2023 to December 31, 2023 with the option to renew for 4 additional years. Staff requests approval for future years as long as all purchases for automotive parts are in accordance with the awarded State Contract for each future fiscal year and amounts do not exceed budgeted amounts for these purchases.

The SC Materials Management Office awarded SC Contract # 4400030588 to NAPA Auto Parts statewide for the purchase of Automotive Parts. The discount is 50% – 72% off list price depending on the category of item purchased. There are three NAPA Auto Parts stores within Oconee County. The three NAPA stores are independently owned and operated by R&T Auto Parts, Inc. in Seneca, Walhalla and Westminster, SC.

It is the staff’s recommendation that Council:

1. Approve the purchase of Filters & Light Duty Auto Parts to R&T Parts, Inc., Seneca, Walhalla and Westminster locations for an estimated amount of \$115,000.00 for Fiscal Year 2023-24, contingent on the approval of 2023-2024 Budget.

2. Authorize the County Administrator to approve future purchases from state contract for the next four-year period, as long as all purchases for Automotive Parts are in accordance with the State Contract award and amounts do not exceed amounts budgeted for these purchases.

Mr. Davis made a motion, seconded by Mr. Hart, approved 5 – 0, to (1) approve the purchase of Filters & Light Duty Auto Parts to R&T Parts, Inc., Seneca, Walhalla and Westminster locations for an estimated amount of \$115,000.00 for Fiscal Year 2023-24, contingent on the approval of 2023-2024 Budget and (2) authorize the County Administrator to approve future purchases from state contract for the next four-year period, as long as all purchases for Automotive Parts are in accordance with the State Contract award and amounts do not exceed amounts budgeted for these purchases.

Council Committee Reports

Law Enforcement, Public Safety, Health & Welfare / Mr. Mize May 16, 2023

Mr. Mize provided information outlining discussions held at the May 16, 2023, Law Enforcement, Public Safety, Health & Welfare Committee meeting.

Board & Commission Appointments

Agricultural Advisory Board

District IV: No questionnaires on file for this seat

Board of Zoning Appeals

District IV: 1 questionnaire on file for this seat

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No nomination was made for the vacant District IV seat on the Board of Zoning Appeals.

Executive Session:

Mr. Elliott made a motion, seconded by Mr. Mr. Hart, approved 5 – 0, to enter into Executive Sessions for the following purposes, as allowed for § 30-4-70(a) of the South Carolina Code of Laws:

1. *Receive legal advice and discuss personnel matter related to boards and commissions.*
2. *Discussion regarding a contractual matter related to the City of Seneca, the City of Walhalla, the City of Westminster and the Town of Salem.*
3. ~~*Discussion regarding an Economic Development matter Project Ship.*~~
4. ~~*Discussion regarding an Economic Development matter Project Parallel.*~~

Council entered into Executive Session at 8:17 p.m.

Council returned from Executive Session at 8:55 p.m. on a motion made by Mr. Elliott, seconded by Mr. Hart, approved 5 – 0.

No action was taken in Executive Session.

Adjourn:

Mr. Hart made a motion, approved unanimously, to adjourn at 8:56 p.m.

Respectfully Submitted:

Jennifer C. Adams
Clerk to Council

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